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Patent/TM/App/Serial # 10/768,627

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**ATTENTION ATTENTION ATTENTION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Sunny Lee et al.

Date: September 1, 2005

U.S. Patent No.: 6,905,442

Group Art Unit:

Issued Date: June 14, 2005

Examiner:

Serial No.: 10/768,627

Filing Date: January 29, 2004

For: ELLIPTICAL EXERCISING APPARATUS

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REQUEST FOR REFUND OF PUBLICATION FEE

Sir:

This application was filed January 29, 2004. The issue fee was paid April 4, 2005, and the patent issued June 14, 2005, less than eighteen months after the application was filed. The application was not published.

The issue fee was paid along with a publication fee of \$300.00, and an advance order of 10 copies of \$30.00 for a total fee of \$700.00. Since the application was not published and the time for its publication had not occurred before issuance and publication not being required under 35 U.S.C. § 1.2(b)(2)(i) and MPEP 901.03, refund of the publication fee of \$300.00 is requested.

It is respectfully requested that a refund of \$300.00 be issued to our Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop 16, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, on September 1, 2005:

Respectfully submitted,

Robert C. Faber  
Name of applicant, assignee or Registered Representative

Robert C. Faber  
-320 00 JP

Robert C. Faber  
Signature

Robert C. Faber  
Registration No.: 24,322  
OSTROLENK, FABER, GERB & SOFFEN, LLP  
1180 Avenue of the Americas  
New York, New York 10036-8403  
Telephone: (212) 382-0700

September 1, 2005  
Date of Signature

RCF:mjb